

Message Text

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FOL TEL TOKYO 6266 SENT ACTION SECSTATE MAY 13

QTE

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E.O. 11652 N/A
TAGS: EAIR: JA
SUBJ: CIVAIR: NORTHWEST SCHEDULE CHANGES

REF: TOKYO 5565

1. OPERATING PERMIT FOR NWA'S SUMMER SCHEDULE WAS DELIVERED TO EMBASSY ON MAY 8 UNDER COVER OF LETTER FROM ACTING DIRECTOR OF FONOFF FIRST NORTH AMERICA DIVISION, (SCHEDULE HAS BEEN OPERATED SINCE APRIL 27 ON BASIS JCAB ORAL APPROVAL). FONOFF LETTER EXPRESSES FOLLOWING GOJ VIEW ON INCREASED CAPACITY BETWEEN JAPAN AND PHILIIPPINES: QTE THE JAPANESE GOVERNMENT IS OF THE VIEW THA THE INCREASED CAPACITY ON THEFIFTH FREEDOM SECTOR (JAPAN-PHILLIPINES) BROUGHT ABOUT BY THE NEW OPERATING SCHEDULE WOULD NOT BE JUSTIFIABLE IN TERMS OF THE TRAFFIC DEMAND AND SUPPLY SITUATION ON THE SAID SECTOR AND WOULD BE LIKELY TO AFFECT THE JAPANESE CARRIER ADVERSELY. THEREFORE, WHILE HOPING THAT NORTHWEST AIRLINES, INC. WOULD BE LIMITED OFFICIAL USE

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WILLING TO PROPERLY REVISE THIS NEW OPERATING SCHEDULE AT

THE EARLIEST POSSIBLE DATE, THE JAPANESE GOVERNMENT WISHES TO RESERVE THE RIGHT TO REQUEST CONSULTATION, WHENEVER IT CONSIDERS IT APPROPRIATE, TO REVIEW THE APPROPRIATENESS OF THE FOREGOING INCREASED CAPACITY, AS PROVIDED FOR IN THE CIVIL AIR TRANSPORT AGREEMENT BETWEEN JAPAN AND THE UNITED STATES AS WELL AS IN THE AGREED MINUTES OF JANUARY 14, 1959. END QTE.

2. VALIDITY OF OPERATING PERMIT IS LIMITED TO OCTOBER 31, 1975. IN VIEW OF THIS LIMITATION, AND INDICATION THAT GOJ MIGHT REQUEST CAPACITY CONSULTATIONS, EMBASSY PROPOSES TO SEND FOLLOWING REPLY TO FONOFF: EMBIN TEXTRV. I HAVE RECEIVED YOUR LETTER OF MAY 1 CONCERNING CHANGES IN NORTHWEST AIRLINES'S ORIENT SERVICES EFFECTIVE FROM APRIL 27, 1975, AND HAVE NOTED THE VIEW OF THE JAPANESE GOVERNMENT THAT THE INCREASED CAPACITY OFFERED BY THE UNITED STATES VERRIER IN ITS SERVICES BETWEEN JAPAN AND THE PHILIPPINES MAY NOT BE JUSTIFIABLE IN TERMS OF THE TRAFFIC DEMAND AND SUPPLY SITUATION AND WOULD BE LIKELY TO ADVERSELY AFFECT THE JAPANESE CARRIER. PARA. THE USG WOULD BE PREPARED, AT THE JAPANESE GOVERNMENT'S REQUEST, TO CONSULT ON THE FOREGOING SERVICES AFTER THEY HAVE BEEN IN OPERATION FOR AT LEAST SIX MONTHS, IN ACCORDANCE WITH THE PROCEDURES AGREED UPON IN JANUARY 1959. THE EMBASSY WISHES TO NOTE THAT, IF CONSULTATIONS ARE UNDERTAKEN, THE AGREED PROCEDURES ENVISION THAT THE SERVICES WOULD BE PERMITTED BY THE JAPANESE AUTHORITIES TO CONTINUE TO BE OPERATED UNTIL MUTUAL AGREEMENT IS REACHED, OR UNTIL THE PROBLEM HAS BEEN RESOLVED UNDER THE APPLICABLE PROVISIONS OF THE AIR TRANSPORT SERVICES AGREEMENT. PARA. IN THIS CONNECTION, THE EMBASSY FURTHER NOTES THAT THE MINISTRY OF TRANSPORT HAS LIMITED THE VALIDITY OF THE OPERATING PERMIT FOR THE SERVICES IN QUESTION TO OCTOBER 31, 1975. THE USG CONSIDERS THIS CONDITION TO BE INCONSISTENT WITH JAPAN'S COMMITMENTS UNDER THE 1959 AGREED MINUTES AND URGES THAT IT BE WITHDRAWN. PARA. I WOULD BE GRATEFUL IF YOU WOULD CONVEY THE FOREGOING TO THE JAPANESE AERONAUTICAL AUTHORITIES. END TEXT.

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3. E/C COUNS DISCUSSED THE MATTER BRIFLY WITH FUKUDA, DEPUTY DIRECTOR-GENERAL, AMERICAN AFFAIRS BUREAU, FONOFF, ON MAY 12, INDICATING THAT HE HOPED FONOFF COULD PERSUADE JCAB TO WITHDRAW TERMINATION DATE OF OPERATING PERMIT WITHOUT FORMAL REPRESENTATION BY EMBASSY. WE WOULD THEREFORE PLAN TO WITHHOLD DELIVERY OF FOREGOING UNTIL FONOFF HAS HAD REASONABLE TIME TO ADJUST MATTER WITH JCAB.

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